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10 UNITED STATES DISTRICT COURT  
11 NORTHERN DISTRICT OF CALIFORNIA  
12 SAN FRANCISCO DIVISION

13 UNITED STATES OF AMERICA, ) NO. 3:21-cr-00161-RS  
14 Plaintiff, ) STIPULATION AND ORDER TO CONTINUE  
15 v. ) STATUS CONFERENCE AND EXCLUDE  
16 FRANCISCO TOMAS REUS, ) TIME UNDER THE SPEEDY TRIAL ACT  
17 Defendant. )  
18

19 It is hereby requested by counsel for the defendant Francisco Tomas Reus and the United States,  
20 that the status hearing scheduled for May 11, 2021 at 2:30 p.m. be rescheduled for May 25, 2021 at 2:30  
21 p.m. The reasons for this request are as follows: The defense is reviewing voluminous discovery  
22 provided by the government. Additionally, Defense counsel has a conflict on May 11, 2021.

23 The parties further stipulate and request that, under the Speedy Trial Act, the Court exclude time  
24 from May 11, 2021 until May 25, 2021. The defense is reviewing the discovery produced by the  
25 government and counsel is unable to appear on May 11, 2021. An exclusion is therefore appropriate  
26 under 18 U.S.C. § 3161(h)(7)(B)(iv), continuity of counsel and effective preparation of counsel, taking  
into account the exercise of due diligence. An exclusion of time from May 11, 2021 to May 25, 2021 is  
also appropriate under 18 U.S.C. § 3161(h)(7)(B)(iv), as the ends of justice served the granting of such  
continuance outweigh the best interest of the public and the defendant in a speedy trial.

27 The undersigned counsel for defendant Francisco Tomas Reus certifies that he has obtained  
28 approval from counsel for defendant and the Assistant United States Attorney to file this stipulation and  
STIPULATION AND [PROPOSED] ORDER TO EXCLUDE TIME  
Case No. 3:21-cr-00161-RS

1 proposed order.

2 IT IS SO STIPULATED.

3 DATED: April 28, 2021

4 /s/ Joseph Tartakovsky  
JOSEPH TARTAKOVSKY  
Assistant United States Attorney

5 DATED: April 28, 2021

6 /s/ John M. Runfola  
JOHN M. RUNFOLA  
Counsel for Defendant Francisco Reus

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## ORDER

Based upon the facts set forth in the stipulation of the parties and for good cause shown, the Court reschedules the status hearing scheduled for May 11, 2021 at 2:30 p.m. and schedules a status hearing for May 25, 2021 at 2:30 p.m.

5 The Court further finds that failing to exclude the time from May 11, 2021 until May 25, 2021  
6 would unreasonably deny defense counsel and the defendants the reasonable time necessary for effective  
7 preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(7)(B)(iv). The  
8 Court further finds that the ends of justice served by excluding the time from May 11, 2021 until May  
9 25, 2021 from computation under the Speedy Trial Act outweigh the best interests of the public and the  
10 defendants in a speedy trial.

11 Therefore, and with the consent of the parties, IT IS HEREBY ORDERED that the time from  
12 May 11, 2021 until May 25, 2021 shall be excluded from computation under the Speedy Trial Act. 18  
13 U.S.C. § 3161(h)(7)(A), (B)(iv).

IT IS SO ORDERED.

DATED: April 29, 2021

  
HON. RICHARD SEEBORG  
Chief United States District Judge